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UNITED STATES OF AMERICA
DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
WASHINGTON, D.C.

SERVEL DEC 16 1999

Issued by the Department of Transportation
on the 13th day of December, 1999

Essential Air Service at

OSHKOSH, WISCONSIN

Under 49 U.S.C. 41731 et seq.

Docket OST-1999-5712-8

ORDER EXTENDING SERVICE OBLIGATION

Summary

By this order, the Department of Transportation is **extending Great Lakes' service** obligation at **Oshkosh**, Wisconsin, for **another 30 days**, through January 17, 2000.

Background

On May 20, 1999, Great Lakes Aviation, Ltd., d/b/a United Express (Great Lakes), filed a **90-day** notice of its intention to suspend its subsidy-free service at **Oshkosh**, Wisconsin, effective August 18, 1999. By Order 99-8-11, August 13, 1999, the Department prohibited Great Lakes from suspending service beyond the end of its **90-day** notice period, through September 16, 1999, and requested proposals, with subsidy if necessary, to provide replacement service at **Oshkosh**. Great Lakes provides two nonstop round trips a day in the **Oshkosh-Chicago O'Hare** market with **19-seat** aircraft. We have subsequently extended Great Lakes' service obligation at **Oshkosh** for additional **30-day** periods, the most recent by Order 99-11-8, through December 17, 1999.

By Order 99-10-6, the Department established an annual subsidy rate of **\$460,392** for Great Lakes' hold-in service, effective August 18, 1999, until the Department takes further action. In the meantime, the community is exploring other service options for **Oshkosh**.

Since we have not yet received any proposals, this case will not be completed before the end of the current **30-day** hold-in period. Thus, in accordance with **49 U.S.C. 41734(c)**, we will extend Great Lakes' service obligation at **Oshkosh** for an additional **30 days**, through January 17, 2000, or until replacement service actually begins, whichever comes first.

This order is issued under authority delegated in **14 CFR 3 85**.

ACCORDINGLY,

1. We require Great Lakes Aviation, Ltd., d/b/a United Express, **to maintain essential air** service at **Oshkosh**, Wisconsin, as set forth in Appendix D of Order **99-8-11**, for an additional **30-day** period through January **17, 2000**, or until a carrier capable of providing reliable replacement service actually begins service, whichever comes **first**;¹

2. We direct Great Lakes Aviation, Ltd., d/b/a United Express, to retain all books, records, and other source and summary documentation to support subsidy claims for payment, and to preserve and maintain such documentation in a manner that readily permits its audit and examination by representatives of the Department. Such **documentation shall be retained** for seven years or until the Department indicates that the records may be destroyed. Copies of flight logs for aircraft sold or disposed of must be retained. The carrier may forfeit its compensation for any claim that is not supported under the terms of this order;

3. Docket **OST-1999-5712** shall remain open until further order of the Department; and

4. We will serve a copy of this order on the Mayor and airport manager of **Oshkosh**, Wisconsin, the Governor of Wisconsin, the Wisconsin Department of Transportation, City of Chicago-Department of Aviation, and Great **Lakes' Aviation**, Ltd., d/b/a United Express.

Persons entitled to petition the Department for review of this order under the Department's Regulations, **14 CFR 385.50**, must file such petitions within ten **(10)** days after the date of service of this order.

This order will be effective immediately, and the filing of a petition for review shall **not** preclude its effectiveness.

By:

JOHN V. COLEMAN
Director
Office of Aviation Analysis

(SEAL)

*An electronic version of this document is available on the World Wide Web at
<http://dms.dot.gov>*

¹ In accordance with 49 U.S.C. 41734(c), we will extend Great Lakes' service obligation for successive 30-day periods as necessary until replacement service actually begins.